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DEC 12 2005

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In re Application of	:	
Mark J. Stefik et al.	:	DECISION ON PETITION
Application No. 10/015,950	:	TO WITHDRAW THE
Filed: December 17, 2001	:	HOLDING OF ABANDONMENT

For: COMPOSITE DIGITAL WORKS HAVING
USAGE RIGHTS AND METHOD FOR
CREATING THE SAME

This is in reply to applicants' petition to withdraw the holding of abandonment, filed in the United States Patent and Trademark Office (USPTO), on April 11, 2005.

The petition is **GRANTED**.

A review of the file record reveals that a Notice of Allowance and Fee(s) Due (hereinafter the Office action) was mailed October 22, 2004. No reply to the Office action mailed October 22, 2004 was received by the Office.

Petitioners state that the Office action mailed October 22, 2004 was never received.

Further review of the application file record reveals that the Office action mailed on October 22, 2004, was returned to the Office as being undelivered on November 2, 2004. The application file record also reveals that there has been no change in address for the applicants and that all other Office communications mailed to the applicants' address were received. The application file record and the petitioners' statement that the Office action mailed on October 22, 2004, was not received by the applicants, provides sufficient proof that the applicants did not receive the Office action.

The application is being forwarded to the Supervisory Legal Instruments Examiner with instructions to redate and re-mail the Notice of Allowability and the Notice of Allowance and Fee Due (PTOL-85), originally mailed on October 22, 2004. It is noted that the petitioner paid the issue fee on April 11, 2005. However, the petitioner is **still required** to return PTOL-85B within three months of the mailing date of the Notice of Allowance **or the application will be regarded as abandoned**. Petitioner should include with the PTOL-85B a letter explaining that the issue fee has already been paid.

A handwritten signature in cursive script, appearing to read "Randolph A. Reese", is written over a horizontal line.

Randolph A. Reese
Special Program Examiner
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RAR/bkg: 12/7/05